

CCRB INVESTIGATIVE RECOMMENDATION

Investigator: Diana Vale	Team: Squad #6	CCRB Case #: 201707427	<input checked="" type="checkbox"/> Force	<input type="checkbox"/> Discourt.	<input type="checkbox"/> U.S.
			<input checked="" type="checkbox"/> Abuse	<input type="checkbox"/> O.L.	<input checked="" type="checkbox"/> Injury
Incident Date(s) Friday, 09/01/2017 8:35 PM	Location of Incident: West 183rd Street and University Avenue	Precinct: 52	18 Mo. SOL 3/1/2019	EO SOL 3/1/2019	
Date/Time CV Reported Sat, 09/02/2017 3:20 AM	CV Reported At: IAB	How CV Reported: Phone	Date/Time Received at CCRB Fri, 09/08/2017 12:33 PM		

Complainant/Victim	Type	Home Address

Subject Officer(s)	Shield	TaxID	Command
1. POM Brian Mahon	26892	955116	052 PCT
2. POM Edmundo Rivera	696	955382	052 PCT
3. SGT Charles Cavallaro	4758	938197	052 PCT
4. Officers			052 PCT

Witness Officer(s)	Shield No	Tax No	Cmd Name
1. POM Jose Santiago	30357	932215	052 PCT

Officer(s)	Allegation	Investigator Recommendation
A.SGT Charles Cavallaro	Force: Sergeant Charles Cavallaro used physical force against § 87(2)(b)	
B.POM Edmundo Rivera	Force: Police Officer Edmundo Rivera used physical force against § 87(2)(b)	
C.POM Brian Mahon	Force: Police Officer Brian Mahon used physical force against § 87(2)(b)	
D. Officers	Abuse: Officers strip-searched § 87(2)(b)	

Case Summary

On September 2, 2017, Sgt. Charles Cavallaro of the 52nd Precinct filed this complaint via telephone with the Internal Affairs Bureau (IAB) on behalf of § 87(2)(b). On September 8, 2017, the Civilian Complaint Review Board (CCRB) received this complaint under IAB original log #17-33941.

A NYC Department of Correction database search resulted in § 87(2)(b). On September 12, 2017, an OCA database search revealed that § 87(2)(b) was represented by Attorney § 87(2)(b) of the § 87(2)(b). § 87(2)(b) was contacted and she stated that § 87(2)(b). § 87(2)(b) stated that she did not want § 87(2)(b) to provide a CCRB statement at the time. § 87(2)(b) was informed of the option of closing out the CCRB complaint on behalf of her client as “Pending Litigation” and that he may request to have his CCRB case re-opened by submitting a “reopen request” letter to the CCRB. § 87(2)(b) did not want to close out the complaint at the time without first speaking to § 87(2)(b).

Between September 14, 2017, and September 19, 2017, three calls were placed to § 87(2)(b) and voicemail messages were left for her on each occasion. On September 21, 2017, § 87(2)(b) was contacted and she stated that she wanted to close out the case as “Pending Litigation.” However, she wanted to consult with § 87(2)(b) before making this decision. § 87(2)(b) refused to provide any contact information for § 87(2)(b). Between September 26, 2017, and September 29, 2017, two additional calls were placed to § 87(2)(b) and voicemail messages were left on each occasion. On October 2, 2017, § 87(2)(b) supervisor Jennifer Blasser was contacted and she stated that she would have § 87(2)(b) get in touch with the CCRB. On October 4, 2017, § 87(2)(b) contacted the CCRB and left a voicemail message indicating that § 87(2)(b) had not appeared to his scheduled court date, and therefore, she was unable to contact him. On October 5, 2017, § 87(2)(b) was contacted and she stated that she did not want to close out the CCRB complaint on behalf of § 87(2)(b) without first consulting with him. When informed that contact attempts would be made to § 87(2)(b) moving forward, § 87(2)(b) stated “Good luck. Not even his wife knows where he is.”

The IAB log received contained no contact information for § 87(2)(b). Arrest Report #§ 87(2)(b) for this incident listed a mailing address for § 87(2)(b) and no number. NYS DMV and CLEAR database searches resulted in the same mailing address for § 87(2)(b) listed in the arrest report for this incident. Between October 10, 2017, and October 24, 2017, three please call letters were sent to § 87(2)(b) at the address provided in his arrest report, NYS DMV, and CLEAR results. The U.S. Postal Service returned a letter dated on October 17, 2017, as “Return to Sender.” The CLEAR results listed three phone numbers for § 87(2)(b) and he was contacted at each number. Two numbers did not belong to § 87(2)(b) and one number was not in service. A LexisNexis search for § 87(2)(b) resulted in a different mailing address and no number. Between October 10, 2017, and October 24, 2017, three please call letters were sent to § 87(2)(b) at the address provided in the LexisNexis results which have not been returned by the U.S. Postal Service. Searches of the NYC Department of Correction and NYS Department of Corrections databases were conducted, revealing that § 87(2)(b) was not incarcerated.

§ 87(2)(b), § 87(2)(g)

Squad: 6

Investigator:	_____	Diana Vale _____	_____
	Signature	Print	Date

Squad Leader:	_____	Jessica Peña _____	_____
	Title/Signature	Print	Date

Reviewer:	_____	_____	_____
	Title/Signature	Print	Date